

Sixth Appellate District

San Jose, California

MONDAY, DECEMBER 3, 2001

H021608 PEOPLE v. SANCHEZ

The judgment is affirmed. (not published)
(Elia, J.; We concur: Premo, Acting P.J., Mihara, J.)
Filed December 3, 2001

TUESDAY, DECEMBER 4, 2001

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Wunderlich, J.; O'Farrell, J.*; and Judy Son, Deputy Clerk.

*Judge of the Monterey County Superior Court sitting under assignment by the Chairperson of the Judicial Council.

H020613 PEOPLE v. NEVES

Cause called and argued by Norton Tooby appearing for Appellant and by Christopher W. Grove, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H021290 PEOPLE v. LAZAREVICH

Cause called and argued by Nancy Tung, Deputy Attorney General, appearing for Appellant and by Jonathan Grossman appearing for Respondent. Cause ordered submitted.

H022169 PEOPLE v. DECK

Cause called and argued by James McManis appearing for Appellant and by Michael E. Banister, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H020036 DE ANZA SANTA CRUZ MOBILE ESTATES HOMEOWNERS ASSOCIATION v. DE ANZA SANTA CRUZ MOBILE ESTATES, et al.

Cause called and argued by Elliot L. Bien appearing for Appellants and by Mark B. Fredkin appearing for Respondent. Cause ordered submitted. Court recesses until 1:30 p.m.

Sixth Appellate District

San Jose, California

Tuesday, December 4, 2001 (continued)

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Wunderlich, J.; O'Farrell, J.*; and S. Nasson, Deputy Clerk. *Judge of the Monterey County Superior Court sitting under assignment by the Chairperson of the Judicial Council.

H022295 PEOPLE v. PALASHTIRA

Cause called and argued by Julian Gross appearing for Appellant and by Michele Swanson, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H021363 SWEET v. SWEET

Cause called and argued by Richard Roggia appearing for Appellant and by Paige Wickland appearing for Respondent. Cause ordered submitted.

H021329 CABLES & ACCESSORIES, INC., et al. v. HARTFORD INSURANCE CO., et al.

Cause called and argued by Shun Chen appearing for Appellants and by David Simantob appearing for Respondents. Cause ordered submitted. Court is adjourned.

H021615 ELSIE FLORIANI, et al. v. CEEJAY FLORIANI, et al.

The order appointing Elsie Floriani as court receiver is affirmed. The order distributing the 1013 shares of RGC stock to Elsie is reversed, as is the part of the order denying administrative expenses. The matter is remanded for a hearing to determine what administrative expenses are owed. The parties are to bear their own costs on appeal. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Mihara, J.)

Filed December 4, 2001

Sixth Appellate District

San Jose, California

WEDNESDAY, DECEMBER 5, 2001

H022760 DFCS v. WILLIAM H., et al.

The order terminating appellants' parental rights and selecting adoption as the permanent plan is affirmed. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Mihara, J.)

Filed December 5, 2001

H020999 PEOPLE v. BETANCOURT, et al.

The judgment is reversed and the matter remanded to the trial court for resentencing. (not published)

(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P.J., O'Farrell, J.*)

Filed December 5, 2001

*Judge of the Monterey Superior Court assigned by the Chief Justice pursuant to Article VI, Section 6 of the California Constitution.

H022040 PEOPLE v. NGUYEN

The judgment is affirmed. (not published)

(Premo, Acting P.J.; We concur: Elia, J., Mihara, J.)

Filed December 5, 2001

H019505 GRIFFITH v. COUNTY OF SANTA CRUZ, et al.;

GRIFFITH, et al. v. CITY OF WATSONVILLE

The judgment in favor of defendant City of Santa Cruz is affirmed. The judgment in favor of defendant City of Watsonville is affirmed. The judgment in favor of defendant County of Santa Cruz is reversed. The judgment in favor of defendant Gary Knutson is reversed. The judgment in favor of defendant City of Scotts Valley is reversed. The matters are remanded for trial of the laches and Guardino defenses and, if plaintiffs prevail, the appropriate remedy. Each party to bear his or its own costs on appeal. (not published)

(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J., Wunderlich, J.)

Filed December 5, 2001

Sixth Appellate District

San Jose, California

Wednesday, December 5, 2001 (continued)

H022444 PEOPLE v. NAVAREZ

The judgment is reversed. (not published)
(Premo, Acting P.J.; We concur: Elia, J., Mihara, J.)
Filed December 5, 2001

H021077 KAMEN, et al. v. LINDLY, et al.

The judgment is affirmed. (published)
(Mihara, J.; We concur: Premo, Acting P.J., Elia, J.)
Filed December 5, 2001

THURSDAY, DECEMBER 6, 2001

H022295 PEOPLE v. PALASTHIRA

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J.,
O'Farrell, J.*)
Filed December 6, 2001

*Judge of the Monterey Superior Court assigned by the Chief
Justice pursuant to Article VI, Section 6 of the California
Constitution.

The Court met in its courtroom at 333 West Santa Clara
Street, Suite 1060, San Jose, California. Present: Bamattre-
Manoukian, Acting P.J.; Wunderlich, J.; O'Farrell, J.*; and Jane
V. Flor, Deputy Clerk.

*Judge of the Monterey Superior Court assigned by the Chief
Justice pursuant to Article VI, Section 6 of the California
Constitution.

H020823 PEOPLE v. CORREA

Cause called and argued by Susan Keiser appearing for
Appellant and by Linda M. Murphy, Deputy Attorney General,
appearing for Respondent. Cause ordered submitted.

H020984 PEOPLE v. GRISSOM

Cause called and argued by Lyn Woodward appearing for
Appellant and by Lisa H. Ashley-Ott, Deputy Attorney General,
appearing for Respondent. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Thursday, December 6, 2001 (continued)

H020097 PEOPLE v. VARGAS, JR.

Cause called and argued by Michael Goldstein appearing for Appellant and by Lisa H. Ashley-Ott, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H021239 KAHN, a Minor, etc. v. EAST SIDE UNION HIGH SCHOOL DISTRICT, et al.

Cause called and argued by Patrick R. McMahon appearing for Appellant and by Mark E. Davis appearing for Respondents. Cause ordered submitted.

H021541 TRAVIS, et al. v. COUNTY OF SANTA CRUZ

Cause called and argued by Stanley Sokolow appearing In Pro Per and by Dwight L. Herr appearing for Respondents and by Stephen D. Pahl appearing for amicus curiae. Cause ordered submitted. Court is adjourned.

H022463 IN RE KRISTIN H.; DFCS v KIMBERLY I.

Since the record fully supports the court's order granting de facto parent status, and the mother has not raised any other error regarding this order, we affirm the order. (not published) (Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., O'Farrell, J.*)

Filed December 6, 2001

*Judge of the Monterey Superior Court assigned by the Chief Justice pursuant to Article VI, Section 6 of the California Constitution.

H022367 PEOPLE v. JONATHAN N.

By the Court*:

Appellant's petition for rehearing is denied.

Filed December 6, 2001

*Before Premo, Acting P.J., Elia, J. and Mihara, J.

Sixth Appellate District

San Jose, California

Thursday, December 6, 2001 (continued)

H022807 PEOPLE v. HERNANDEZ

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J.,
O'Farrell, J.*)

Filed December 6, 2001

*Judge of the Monterey Superior Court assigned by the Chief
Justice pursuant to Article VI, Section 6 of the California
Constitution.

H021454 RODRIGUEZ v. NEAL, et al.

Appellant's petition for rehearing is granted.

Filed December 6, 2001

*Before Premo, Acting P.J. and Elia, J.

FRIDAY, DECEMBER 7, 2001

H021640 JUNI v. MCCREE

The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J.,
O'Farrell, J.*)

Filed December 7, 2001

*Judge of the Monterey Superior Court assigned by the Chief
Justice pursuant to Article VI, Section 6 of the California
Constitution.

H021293 Conservatorship of JEWEL ENDIE MARSHALL; SENIOR CITIZENS
LEGAL SERVICES v. LORENZINI

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Premo, Acting P.J., Elia, J.)

Filed December 7, 2001